

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

KIM WOLPERT,

Plaintiff,

v.

ABBOTT LABORATORIES,

Defendant.

HON. JEROME B. SIMANDLE

Civ. No. 08-4849 (JBS/KMW)

ORDER

This matter having come before the Court upon three motions in limine filed by Plaintiff [Docket Items 127, 128, & 129]; the Court having considered the submissions of the parties in support thereof opposition thereto; for the reasons explained in the Memorandum Opinion of today's date; and for good cause shown;

IT IS this 5th day of **March, 2012** hereby

ORDERED that Plaintiff's motion to exclude 11 documents that disclose that Berry previously hired female employees and permitted them to take maternity leave [Docket Item 127] is **GRANTED IN PART AND DENIED IN PART** as follows:

1. GRANTED as to the documents related to maternity leave;

2. DENIED as to the documents related to hiring practices before and after the decision not to hire Plaintiff; and

3. ORDERED that Plaintiff is permitted to depose Berry on the limited topic of these documents and his hiring

of females before and after Plaintiff's non-selection,
by telephone if Plaintiff desires; and it is further
ORDERED that Plaintiff's motion to exclude evidence
regarding Jim DiIulio's post-hiring performance [Docket Item 128]
is **DENIED**; and it is further

ORDERED that Plaintiff's motion for an instruction that she
was fired as a result of Defendant's error [Docket Item 129] is
DENIED, but either party may offer the Stipulation stated in ¶ 8 of
the accompanying Memorandum Opinion.

s/ Jerome B. Simandle
JEROME B. SIMANDLE
Chief U.S. District Judge